

BECKER & POLIAKOFF LLP

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*Attorneys for Defendants Susanne Stone Marshall,
Adele Fox, Marsha Peshkin, and Russell Oasis (the
"Marshall Plaintiffs")*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,
Plaintiff,
v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,
Debtor.

IRVING H. PICARD, Trustee for the
Liquidation of Bernard L. Madoff Investment
Securities LLC,

Plaintiff,

v.

SUSANNE STONE MARSHALL; ADELE FOX;
MARSHA PESHKIN; RUSSELL OASIS; A & G
GOLDMAN PARTNERSHIP; and PAMELA
GOLDMAN,

Defendants.

Objection Deadline:

May 1, 2014

Hearing Date and Time:

May 7, 2014 at 10 AM

Adv. Pro. No. 08-01789 (SMB)
SIPA LIQUIDATION
(Substantively Consolidated)

Adv. Pro. No. 14-01840 (SMB)

NOTICE OF CROSS-MOTION TO DISMISS

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in
Support of Cross-Motion to Dismiss Complaint for Failure to State a Claim by

defendants Marshall, Fox, Peshkin, and Oasis (collectively, the “Marshall Plaintiffs”), the April 20, 2014 Declaration of Helen Davis Chaitman, Esq., and exhibits thereto, [ECF Nos. 22 & 23, respectively in Adv. Pro. No. 14-1840; ECF Nos. 6384 & 6385, respectively in Adv. Pro. No. 08-1789], and on such other and further arguments as may be presented prior to and at the hearing on the motion, the Marshall Plaintiffs, by their undersigned counsel, will move before the Honorable Stuart M. Bernstein on **May 7, 2014, at 10:00 AM** on the Marshall Plaintiffs’ cross-motion to dismiss the complaint against them, pursuant to Rule 12(b) of the Federal Rules of Civil Procedure made applicable by Rule 7012 of the Federal Rules of Bankruptcy Procedure.

PLEASE TAKE FURTHER NOTICE that written objections to the cross-motion must be filed with the Clerk of the United States Bankruptcy Court, One Bowling Green, New York, New York 10004 by no later than **May 1, 2014** (with a courtesy copy delivered to the Chambers of the Honorable Stuart M. Bernstein) and must be served upon the undersigned.

BECKER & POLIAKOFF LLP

Dated: April 21, 2014
New York, New York

By: /s/ Helen Davis Chaitman
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Attorneys for the Marshall Plaintiffs